

Fill in this information to identify your case:

Debtor 1 Max Rosario

Debtor 2 \_\_\_\_\_  
(Spouse, if filing)

United States Bankruptcy Court for the Northern District of Illinois

Case number \_\_\_\_\_  
(If known)

Check if this is:  
☐ An amended filing

Chapter you are filing under:

- ☐ Chapter 7  
☐ Chapter 11  
☐ Chapter 12  
☒ Chapter 13

Official Form 101

Voluntary Petition for Individuals Filing for Bankruptcy

12/17

The bankruptcy forms use *you* and *Debtor 1* to refer to a debtor filing alone. A married couple may file a bankruptcy case together--called a *joint case*--and in joint cases, these forms use you to ask for information from both debtors. For example, if a form asks, "Do you own a car," the answer would be yes if either debtor owns a car. When information is needed about the spouses separately, the form uses *Debtor 1* and *Debtor 2* to distinguish between them. In joint cases, one of the spouses must report information as *Debtor 1* and the other as *Debtor 2*. The same person must be *Debtor 1* in all of the forms.

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1: Identify Yourself

	About Debtor 1:	About Debtor 2 (Spouse Only in a Joint Case):
<b>1. Your full name</b>  Write the name that is on your government-issued picture identification (for example, your driver's license or passport).  Bring your picture identification to your meeting with the trustee.	<u>Max</u> First name  <u>Rosario</u> Middle name Last name  _____ Suffix (Sr., Jr., II, III)	<u>N/A</u> First name  _____ Middle name Last name  _____ Suffix (Sr., Jr., II, III)
<b>2. All other names you have used in the last 8 years.</b>  Include your married or maiden names.	<u>N/A</u> First name  _____ Middle name Last name  _____ Suffix (Sr., Jr., II, III)  <u>N/A</u> First name  _____ Middle name Last name  _____ Suffix (Sr., Jr., II, III)	<u>N/A</u> First name  _____ Middle name Last name  _____ Suffix (Sr., Jr., II, III)  <u>N/A</u> First name  _____ Middle name Last name  _____ Suffix (Sr., Jr., II, III)

3. Only the last 4 digits of your Social Security number or federal Individual Taxpayer Identification number (ITIN)		XXX-XX-9025	N/A
4. Any business names and Employer Identification Numbers (EIN) you have used in the last 8 years.  Include trade names and doing business as names.	<input checked="" type="checkbox"/> I have not used any business names or EINs	<input type="checkbox"/> I have not used any business names or EINs	
	N/A	N/A	
	Business name	Business name	
	N/A	N/A	
	Business name	Business name	
	N/A	N/A	
EIN	EIN		
N/A	N/A		
EIN	EIN		
5. Where you live		If Debtor 2 lives at a different address:	
2850 North Talman Avenue		N/A	
Number Street		EIN	
Chicago IL 60618			
City, State, Zip Code			
Cook			
County			
If your mailing address is different from the one above, fill it in here. Note that the court will send any notices to you at this mailing address.			
N/A			
Number Street			
City, State, Zip Code			
6. Why you are choosing this district to file for bankruptcy	Check one:	Check one:	
	<input checked="" type="checkbox"/> Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.	<input checked="" type="checkbox"/> Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.	
	<input type="checkbox"/> I have another reason. Explain. (See 28 U.S.C. § 1408.)	<input type="checkbox"/> I have another reason. Explain. (See 28 U.S.C. § 1408.)	
	N/A	N/A	

**Part 2: Tell the Court About Your Bankruptcy Case**

<b>7. The chapter of the Bankruptcy Code you are choosing to file under</b>	<p><i>Check one. (For a brief description of each, see Notice Required by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy (Form B2010)). Also, go to the top of page 1 and check the appropriate box.</i></p> <p><input type="checkbox"/> Chapter 7</p> <p><input type="checkbox"/> Chapter 11</p> <p><input type="checkbox"/> Chapter 12</p> <p><input checked="" type="checkbox"/> Chapter 13</p>																		
<b>8. How you will pay the fee</b>	<p><input checked="" type="checkbox"/> <b>I will pay the entire fee when I file my petition.</b> Please check with the clerk's office in your local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashier's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a credit card or check with a pre-printed address.</p> <p><input type="checkbox"/> <b>I need to pay the fee in installments.</b> If you choose this option, sign and attach the <i>Application for Individuals to Pay Your Filing Fee in Installments</i> (Official Form 103A).</p> <p><input type="checkbox"/> <b>I request that my fee be waived</b> (You may request this option only if you are filing for Chapter 7. By law, a judge may, but is not required to, waive your fee, and may do so only if your income is less than 150% of the official poverty line that applies to your family size and you are unable to pay the fee in installments). If you choose this option, you must fill out the <i>Application to Have the Chapter 7 Filing Fee Waived</i> (Official Form 103B) and file it with your petition.</p>																		
<b>9. Have you filed for bankruptcy within the last 8 years?</b>	<p><input checked="" type="checkbox"/> No</p> <p><input type="checkbox"/> Yes</p> <table border="0"><tr><td>District <u>N/A</u></td><td>When _____</td><td>Case number _____</td></tr><tr><td></td><td></td><td>MM/DD/YYYY</td></tr><tr><td>District <u>N/A</u></td><td>When _____</td><td>Case number _____</td></tr><tr><td></td><td></td><td>MM/DD/YYYY</td></tr><tr><td>District <u>N/A</u></td><td>When _____</td><td>Case number _____</td></tr><tr><td></td><td></td><td>MM/DD/YYYY</td></tr></table>	District <u>N/A</u>	When _____	Case number _____			MM/DD/YYYY	District <u>N/A</u>	When _____	Case number _____			MM/DD/YYYY	District <u>N/A</u>	When _____	Case number _____			MM/DD/YYYY
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		MM/DD/YYYY																	
<b>10. Are any bankruptcy cases pending or being filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate?</b>	<p><input checked="" type="checkbox"/> No</p> <p><input type="checkbox"/> Yes</p> <table border="0"><tr><td>Debtor <u>N/A</u></td><td>Relationship _____</td></tr><tr><td>District _____</td><td>When _____ Case number _____</td></tr><tr><td></td><td>MM/DD/YYYY</td></tr><tr><td>Debtor <u>N/A</u></td><td>Relationship _____</td></tr><tr><td>District _____</td><td>When _____ Case number _____</td></tr><tr><td></td><td>MM/DD/YYYY</td></tr></table>	Debtor <u>N/A</u>	Relationship _____	District _____	When _____ Case number _____		MM/DD/YYYY	Debtor <u>N/A</u>	Relationship _____	District _____	When _____ Case number _____		MM/DD/YYYY						
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	MM/DD/YYYY																		
<b>11. Do you rent your residence?</b>	<p><input checked="" type="checkbox"/> No. Go to line 12.</p> <p><input type="checkbox"/> Yes. Has your landlord obtained an eviction judgment against you?</p> <p><input type="checkbox"/> No. Go to line 12.</p> <p><input type="checkbox"/> Yes. Fill out <i>Initial Statement About an Eviction Judgment Against You</i> (Form 101A) and file it as part of this bankruptcy petition.</p>																		

**Part 3: Report About Any Businesses You Own as a Sole Proprietor**

- 12. Are you a sole proprietor of any full- or part-time business?** ☒ No. Go to Part 4.

A sole proprietorship is a business you operate as an individual, and is not a separate legal entity such as a corporation, partnership, or LLC.

**Part 4: Report if You Own or Have Any Hazardous Property or Any Property That Needs Immediate Attention**

- 14. Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention?** ☒ No. ☐ Yes.

*For example, do you own perishable goods, or livestock that must be fed, or a building that needs urgent repairs?*

**Part 5: Explain Your Efforts to Receive a Briefing About Credit Counseling**

- 15. Tell the court whether you have received briefing about credit counseling.**

The law requires that you receive a briefing about credit counseling before you file for bankruptcy. You must truthfully check one of the following choices. If you cannot do so, you are not eligible to file.

If you file anyway, the court can dismiss your case, you will lose whatever filing fee you paid, and your creditors can begin collection activities again.

**About Debtor 1:**

*You must check one:*

- ☒ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.
- Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.
- ☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

**About Debtor 2 (Spouse Only in a Joint Case):**

*You must check one:*

- ☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.
- Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.
- ☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

Debtor 1 Max Rosario

About Debtor 1:

- ☐ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy. If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

- ☐ I am not required to receive a briefing about credit counseling because of:

- ☐ **Incapacity.** I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.
- ☐ **Disability.** My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.
- ☐ **Active duty.** I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

About Debtor 2 (Spouse Only in a Joint Case):

- ☐ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

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- ☐ **Active duty.** I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

**Part 6: Answer These Questions for Reporting Purposes**

**16. What kind of debts do you have?**

16a. **Are your debts primarily consumer debts?** *Consumer debts* are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

☐ No. Go to line 16b.  
☒ Yes. Go to line 17.

16b. **Are your debts primarily business debts?** *Business debts* are debts that you incurred to obtain money for a business or investment or through the operation of the business or investment.

☐ No. Go to line 16c.  
☐ Yes. Go to line 17.

16c. State the type of debts you owe that are not consumer debts or business debts: **N/A**

**17. Are you filing under Chapter 7?**

☒ No. I am not filing under Chapter 7. Go to line 18.

☐ Yes. I am filing under Chapter 7. Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available to distribute to unsecured creditors?

☐ No.  
☐ Yes.

**Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available for distribution to unsecured creditors?**

**18. How many creditors do you estimate that you owe?**

☒ 1-49  
☐ 50-99  
☐ 100-199  
☐ 200-999

☐ 1,000 - 5,000  
☐ 5,001 - 10,000  
☐ 10,001 - 25,000

☐ 25,001 - 50,000  
☐ 50,001 - 100,000  
☐ More than 100,000

**19. How much do you estimate your assets to be worth?**

☐ \$0 to \$50,000  
☐ \$50,001 to \$100,000  
☒ \$100,001 to \$500,000  
☐ \$500,001 to \$1 million

☐ \$1,000,001 to \$10 million  
☐ \$10,000,001 to \$50 million  
☐ \$50,000,001, to \$100 million  
☐ \$100,000,001 to \$500 million

☐ \$500,000,001 to \$1 billion  
☐ \$1,000,000,001 to \$10 billion  
☐ \$10,000,000,001 to \$50 billion  
☐ More than \$50 billion

**20. How much do you estimate your liabilities to be?**

☐ \$0 to \$50,000  
☐ \$50,001 to \$100,000  
☒ \$100,001 to \$500,000  
☐ \$500,001 to \$1 million

☐ \$1,000,001 to \$10 million  
☐ \$10,000,001 to \$50 million  
☐ \$50,000,001, to \$100 million  
☐ \$100,000,001 to \$500 million

☐ \$500,000,001 to \$1 billion  
☐ \$1,000,000,001 to \$10 billion  
☐ \$10,000,000,001 to \$50 billion  
☐ More than \$50 billion

Debtor 1 Max Rosario

Case number:

**Part 7:**

**Sign Below**

**For you**

I have examined this petition, and I declare under penalty of perjury that the information provided is true and correct.

If I have chosen to file under Chapter 7, I am aware that I may proceed, if eligible, under Chapter 7, 11, 12, or 13 of title 11, United States Code. I understand the relief available under each chapter, and I choose to proceed under Chapter 7.

If no attorney represents me and I did not pay or agree to pay someone who is not an attorney to help me fill out this document, I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I understand making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both, 18 U.S.C. §§ 152, 1341, 1519, and 3571.

/s/ Max Rosario  
Debtor 1

*Max Rosario*

01/05/2018  
MM/DD/YYYY

**For your attorney, if you are represented by one**

*Note that BkAssist is licensed for use only by attorneys. If you are not represented by an attorney, you may not file this petition.*

I, the attorney for the debtor(s) named in this petition, declare that I have informed the debtor(s) about eligibility to proceed under Chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each chapter for which the person is eligible. I also certify that I have delivered to the debtor(s) the notice required by 11 U.S.C. § 342(b) and, in a case in which § 707(b)(4)(D) applies, certify that I have no knowledge after an inquiry that the information in the schedules filed with the petition is incorrect.

/s/ Jeffrey Whitehead  
Attorney for Debtor(s)

01/05/2018  
MM/DD/YYYY

**Jeffrey Whitehead**

Printed name

Firm name

**700 West Van Buren**

Number Street

**Suite 1506**

**Chicago IL 60607**

City, State, ZIP Code

**312-648-0473**

Contact phone

**6280034**

Bar number

**jeffwhitehead 2000@yahoo.com**

Email address

**Fill in this information to identify your case:**

Debtor 1 Max Rosario  
Debtor 2 \_\_\_\_\_  
(Spouse, if filing)  
United States Bankruptcy Court for the Northern District of Illinois  
Case number \_\_\_\_\_  
(If known)

Check if this is:  
☐ An amended filing  
☐ A supplement disclosing additional payments or agreements as of

**Form BKA-2030**

**Disclosure of Compensation of Attorney for Debtor**

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Use this procedural form, if desired, to disclose the matters enumerated in 11 U.S.C. § 329 and Fed. R. Bankr. P. 2016(b).

Disclosure is required within 14 days after the order for relief or another time as the court may direct. A supplemental disclosure is required within 14 days after any payment or agreement not previously disclosed.

Attach a copy of the retainer agreement, if any.

**Part 1: Compensation**

For legal services, I have agreed to accept..... **\$4,000.00**

Prior to the filing of this statement I have received  
Retainer for legal services..... **\$0.00**

Retainer for expenses, including the court filing fee .....

Balance Due ..... **\$4,000.00**

2. The source of the compensation paid to me was:

☐ Debtor ☐ Other (specify)

3. The source of compensation to be paid to me is:

☐ Debtor ☐ Other (specify) ☒ N/A

4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

☐ I have agreed to share the above-disclosed compensation with another person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

**Part 2: Services**

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

- Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy.
- Preparation and filing of any petition, schedules, statement of affairs and plan that may be required.
- Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof.
- Representation of the debtor in adversary proceedings and other contested bankruptcy matters.



e.

f.

6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

(None)

7. A copy of my retainer agreement ☐ is ☒ is not attached.

**Part 3: Certification**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy case.

/s/ Jeffrey Whitehead  
Jeffrey Whitehead ()

01/07/2018  
Date